IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 1296 OF 2006

Nandkumar Baloba Dombe .. Petitioner.

V/s.

1. The Deputy Superintendent of Prisons Yerwada Central Prison, Pune.

2. The State of Maharashtra .. Respondents.

Mrs. I.M. Koparkar for the Petitioner.

Mr. V.B.Konde-Deshmukh APP for the Respondent-State.

CORAM : D. G. DESHPANDE
S. A. BOBDE, JJ.

DATED : 28TH JUNE, 2006.

P.C.:

1. Heard the learned Advocate for the petitioner and the learned APP.

2. This is an Application for parole on the ground of the illness of the mother of the petitioner. Earlier, his Application was rejected by the Dy. Superintendent of Police and his Appeal was also rejected by the Home Department, Government of Maharashtra on the ground that earlier the petitioner surrendered late and his ailing mother is looked after

by his sister and his bother-in-law. The Advocate for the petitioner states that the petitioner was late by eight days only. From both the orders of rejection, we do not find that these rejections are proper. There are no serious reason for rejecting those applications when the fact of the petitioner's mother's illness is accepted and proved.

3. The petitioner, therefore, be released on parole for three weeks. He will give his address where he will be staying during this period of three weeks and that he will surrender in time. He shall mark his presence once after every two days to the nearest police station during the said period of parole.

4. Petition is allowed in the above terms.

(D.G.DESHPANDE,J)

Dt.28.06.2006

(S.A. BOBDE, J)

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